

UNITED STATES OF AMERICA,

vs.

CHARLES EDWARD DEAN, JR.

THIS MATTER is before the Court on the Defendant's Motion to Reconsider [Doc. 446], filed April 25, 2012.

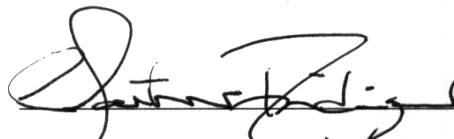
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pre-dates the FSA. Hence the pre-FSA mandatory minimums apply. For this reason, the minimum sentence for which the Defendant is eligible is 120 months, just as it was before Amendment 750. Since Defendant's sentence was previously 120 months, and he is not eligible for a sentence of less than that, he is not eligible for relief under Amendment 750. Therefore, the Court concluded that the Amendment had no impact on the Defendant's sentence. [Id.]. There is nothing in the Defendant's present motion that would amend this classification.

IT IS, THEREFORE, ORDERED that the Defendant's Motion to Reconsider [Doc. 446] is **DENIED**.

IT IS SO ORDERED.

Signed: May 21, 2012


Martin Reidinger
United States District Judge

